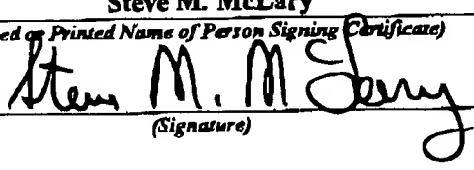
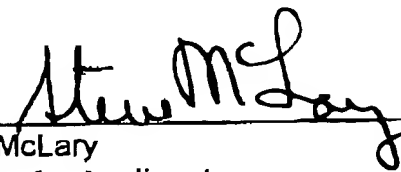


CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR No. 1.101)			Docket No. 7148 CON	
Applicant(s): Raymond Rudolph Spivey	Serial No. 09/757,714	Filing Date 01/19/01	Examiner Kenneth Noland	Group Art Unit 3633
Invention: Carton with Improved Dispensing Feature				
ATTENTION: Elizabeth Norman				
<p>I hereby certify that this <u>Signature Page and new first page of the Preliminary Amendment</u> (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-305-7687</u>)</p> <p>on <u>September 19, 2002</u> (Date)</p> <p style="text-align: center;">Steve M. McLary (Typed or Printed Name of Person Signing Certificate)</p> <p style="text-align: center;"> (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>				

Entry of these claims for Continued Prosecution is respectfully requested.

Respectfully submitted,



Steve McLary
Attorney for Applicant
Registration No. 26,203

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Telephone: 770-644-3228
Date: August 13, 2002

7/Re B
EN
9/20/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Raymond Spivey
Serial No.: 09/757,714

Filed: 01/09/2001
For: Carton With Improved
Dispensing Feature

Group Art Unit: 3633
Examiner: Kenneth Nolan

Attorney Docket: 7148

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PRELIMINARY AMENDMENT

As an preliminary step in the above Continued Prosecution Application, please amend the above-identified application as follows:

In the Claims

Please cancel allowed claims 1-12.

Please substitute the following amended and new claims 1-15. A marked up copy of these claims showing changes made is provided in attachment Appendix A.

1. An enclosed carton for carrying a plurality of containers in two rows, with a top and a bottom row, with each container having a diameter, the carton having two ends, at least one of which is an exiting end capable of permitting containers to exit the carton one at a time, the carton comprising:

- a. a bottom panel, top panel and foldably attached adjoining side panels;
- b. said exiting end having a bottom end flap with a height that is significantly